

## REMARKS

Claims 3-27, 37 and 38 are pending and under consideration.

Using independent claim 3 as an example, this claim recites acquiring program guide information of accessible channels, including a currently tuned in channel and displaying the written program list to a user in response to the program guide command, simultaneously with the acquiring of the program guide information.

The Examiner relies upon column 5, lines 35-38 of Mankovitz. This portion teaches sending guide information when the television is likely to be turned OFF. Thus, the information is sent from 2-2:30 AM and then from 4-4:30 AM. Thus, the acquiring is achieved with the television off, and thus the display is not simultaneous with the acquiring.

The Examiner also relies upon column 7, line 67 to column 8, line 2. This portion teaches scanning all available television signal sources and the signals therein for guide information. After the searching is complete, the guide identifiers are compiled and then displayed. Thus, the displaying comes after the searching of all signals, and therefore, the acquiring is not simultaneous with the displaying.

Finally, the Examiner relies upon column 8, lines 11-14 of Mankovitz. This portion states that the viewer tunes and displays channels from one television signal while the VCR scans other television sources. Thus, this portion discusses scanning, but not displaying of the other television sources, and therefore does not teach simultaneous displaying and acquiring.

The remaining reference does not overcome these deficiencies.

Accordingly, withdrawal of the rejections is requested.

The remaining references do not overcome these deficiencies. Accordingly, withdrawal of the rejections is requested.

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.


Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 1-30-08

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